

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291

RECEIVED
MAR 23 2016
DIV. OF OIL, GAS & MINING

APPLICATION FOR TRANSFER
OF
NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

Application is hereby made to transfer the permit to commence small mining operations for the
Number 1 Clark Mine _____ project, permit # S/015 / 0074, currently
operated by Robert L Clark, Julie B Clark _____ (transferor)
to Emery Minerals, LLC _____ (transferee).

As used herein, TRANSFEROR refers to the current operator, TRANSFeree refers to the
proposed new operator, NOI refers to the Notice of Intention to Commence Small Mining
Operations; PERMIT refers to the approved (or accepted) NOI, including the reclamation
contract and reclamation surety.

Upon approval of the Application for Transfer:

1. The Transferor agrees to transfer all rights and obligations to operate under the terms of the NOI to the Transferee, The Transferor will not retain any rights to conduct small mining operations within the area covered by the approved NOI.
2. Both parties understand the transfer of the ***NOI is not complete until all the applicable requirements are met***, including the submittal and Division approval of an appropriate reclamation surety and a reclamation contract.
3. The transferee has read and has a copy of the current NOI.
4. The Transferee has inspected the site and is fully aware of all existing conditions and responsible for compliance with the conditions of the permit and the obligations regardless of the nature of the conditions at the site.
5. Transferee shall conduct large mining operations on lands included in the NOI in accordance with the Utah Mined Land Reclamation Act, (ACT) Sections 40-8-1 et seq., Utah Code Annotated, (2005, as amended), and the rules promulgated under the ACT (R647- et seq., and the approved NOI.
6. The Transferee shall provide a surety in a form and amount approved by the Division to assure reclamation of the lands affected by the mining operations.

The **Transferor** will remain liable for compliance at the mine site until this transfer application is approved.

SO150074
Task ID# 7289
cc: Wayne.

The signatory below represents that he/she has authority to execute this transfer on behalf of the Transferor, if not a natural person. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEROR:

Robert L Clark and Julie B Clark

Operator/Transferor Name

By Julie B Clark

Name of Authorized Officer (Typed or Printed)

Owner

Title of Authorized Officer

Julie B. Clark

Officer's Signature

Date

3/22/16

STATE OF Utah

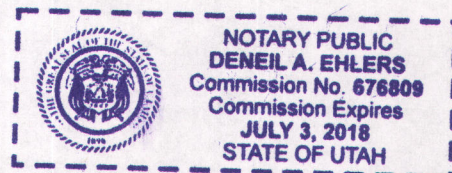
COUNTY OF Salt Lake) ss:)

On the 22 day of March, 2016, Julie B Clark
personally appeared before me, who being by me duly sworn did say that he/she is
an Owner (owner, officer, director, partner, agent or other (specify))
of the Operator Energy Minerals LLC
and duly acknowledged that said instrument was signed on behalf of said Operator
by authority of its bylaws, a resolution of its board of directors, or as may otherwise
be required to execute the same with full authority and to be bound hereby.

Deneil Ehlers
Notary Public

Salt Lake
Residing at

July 3, 2018
My Commission Expires:



The signatory below represents that he/she has authority to execute this transfer on behalf of the Operator/Transferee, if not a natural person; and the operator/transferee is a properly organized entity in good standing under the laws of Utah and the United States, is registered as an entity authorized to do business in the State of Utah. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFeree:

Emery Minerals, LLC

Operator/Transferee Name

By Julie B Clark

Name of Authorized Officer (Typed or Printed)

Owner

Title of Authorized Officer

Julie B Clark

Officer's Signature

3/22/16

Date

STATE OF

Utah

COUNTY OF

Salt Lake

) ss:

On the 22 day of March, 2016, Julie B. Clark
personally appeared before me, who being by me duly sworn did say that he/she is
an owner (owner, officer, director, partner, agent or other (specify))
of the Operator Emery Minerals, LLC
and duly acknowledged that said instrument was signed on behalf of said Operator
by authority of its bylaws, a resolution of its board of directors, or as may otherwise
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Deneil A. Ehlers

Notary Public

Salt Lake

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July 3 2018

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